

THE FLINN REPORT

ILLINOIS GENERAL ASSEMBLY JOINT COMMITTEE ON ADMINISTRATIVE RULES

Elaine Spencer, Editor

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The Flinn Report is a weekly summary of regulatory actions of State agencies published in the *Illinois Register* and action taken by the Illinois General Assembly's Joint Committee on Administrative Rules (JCAR). The Flinn Report honors founding JCAR member Representative Monroe Flinn, and is designed to inform and involve the public in changes taking place in agency administration.

Adopted Rules

▪ RENEWABLE ENERGY

The ILLINOIS COMMERCE COMMISSION adopted amendments to the Parts titled Certification for New Utility-Scale Solar Installers (83 IAC 461; proposed at 48 Ill Reg 17669, adopted at 49 Ill Reg 14943), Certification for Energy Efficiency Installers (83 IAC 462; proposed at 48 Ill Reg 17674, adopted at 49 Ill Reg 14948), Distributed Generation Installer Certification (83 IAC 468; proposed at 48 Ill Reg 17679, adopted at 49 Ill Reg 14953) and Certification for the Installation, Maintenance or Repair of Electric Vehicle Charging Stations (83 IAC 469; proposed at 48 Ill Reg 17684, adopted at 49 Ill Reg 14958), all effective 11/5/25. These amendments remove late fees for failure to file annual recertification reports within 30 days after their due date, and instead provide that certificate holders who fail to file their reports within this time frame are subject to suspension or revocation of

their certification. Those affected by these rulemakings include installers of renewable energy systems and equipment and electric vehicle charging stations.

Questions/requests for copies of the 4 ICC rulemakings: Brian W. Allen, ICC, 527 E. Capitol Ave., Springfield IL 62701, 217-558-2387, Brian.Allen@illinois.gov

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**Due to the Thanksgiving holiday,
next week's Flinn Report will be
published Monday, Dec. 1**

DoIT PUBLIC INFORMATION

The DEPARTMENT OF INNOVATION & TECHNOLOGY adopted amendments to the Part titled Access to Records of the Department of Innovation and

Technology (2 IAC 1531; proposed at 49 Ill Reg 7205) effective 11/6/25 at 49 Ill Reg 14963, updating the Part to reflect changes to the Freedom of Information Act. The rulemaking updates the definition of "news media" to include newspapers in either print or electronic format; clarifies procedures for requesting records and responding to requests; and clarifies certain procedures for Public Access Counselor review of FOIA request denials.

ADA PROCEDURES

DoIT also adopted amendments to the Part titled Discrimination Procedures (4 IAC 1660; proposed at 49 Ill Reg 7221) effective 11/6/25 at 49 Ill Reg 14979, that update procedures for filing an Americans With Disabilities Act (ADA) grievance against the Department or its personnel. Grievances alleging discrimination

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ADOPTED RULES: Rules adopted by agencies this week. **EMERGENCY RULES:** Temporary rules adopted for no more than 150 days.

PROPOSED RULEMAKINGS: Rules proposed by agencies this week, commencing a First Notice public comment period of at least 45 days.

PEREMPTORY RULES: Rules adopted without prior public notice or JCAR review as authorized by 5 ILCS 100/5-50.

▪ - Designates rules of special interest to small businesses, small municipalities and/or non-profit organizations. Agencies must consider comments from these groups and attempt to minimize regulatory burdens on them.

QUESTIONS/COMMENTS: Submit mail, e-mail or phone calls to the agency personnel listed below each summary.

RULE TEXT: First Notice proposed text, emergency rule and peremptory rule text is available at the Secretary of State website (<https://www.ilsos.gov/departments/index/register/home.html>) or at the Illinois General Assembly website (<http://www.ilga.gov>) under "Illinois Register". Second Notice text for proposed rulemakings (original version with any changes made by the agency during First Notice included) is available at the JCAR website.

Proposed Rulemaking

• CAPITOL COMPLEX ACCESS

The SECRETARY OF STATE proposed an amendment to the Part titled Public Use of the Capitol Complex and Springfield Facilities (71 IAC 2005; 49 Ill Reg 14931) that makes permanent SOS' current policies regarding security screening of persons entering buildings within the Capitol Complex. A "government photo identification card" allowing an individual to bypass security screening is currently defined as a photo ID card issued by the General Assembly, SOS or any State agency. The rulemaking removes provisions that, effective 7/1/26, would have broadened this definition to include ID cards issued by federal and local government agencies and IDs issued by SOS to lobbyists and vendors, their employees, and employees of State agencies that do not issue photo IDs. Those affected by this rulemaking include State employees, lobbyists, vendors and news media.

Questions/requests for copies/comments through 1/5/26: Pamela Wright, SOS, 298 Howlett Building, Springfield IL 62756, 217-785-3094, pwright@ilsos.gov

Adopted Rules

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based on disability may be filed by e-mail or U.S. mail, and alternative means of presenting a grievance (e.g., personal interviews, tape recordings) will be made available upon request to persons with disabilities. Grievances not resolved by the Department's ADA Coordinator will be heard by a 3-person review panel within 15 days after an appeal is filed; this panel will recommend final action to the Secretary of the Department. The Department shall also provide public notice of its ADA compliance to all

applicants, participants, beneficiaries, and other interested persons.

Questions/requests for copies of the 2 DoIT rulemakings: Adam Bourdette, DoIT, 555 W. Monroe St., Suite 200-N, Chicago IL 60661, 773-909-8887, Adam.Bourdette@illinois.gov

• STATE LEASES

The DEPARTMENT OF CENTRAL MANAGEMENT SERVICES adopted an amendment to the Part titled Acquisition, Management and Disposal of Real Property (44 IAC 5000; proposed at 48 Ill Reg 15946)

effective 11/7/25 at 49 Ill Reg 14936, which implements statute by allowing leases with a base rent of less than \$200,000 (previously, \$100,000) per year to be acquired without a formal Request for Information (RFI) procurement process. Businesses and other entities that lease property to the State are affected.

Questions/requests for copies: Sean Coombe, CMS, 313 S. Sixth St., 3rd Floor, Springfield IL 62702, 217-557-3761, CMS.Rule@illinois.gov

JCAR Meeting Action

At its November 18, 2025 meeting, the Joint Committee on Administrative Rules approved the following actions. Proposed rulemakings that were on the meeting agenda and are not listed below received No Objection and may now be adopted by their agencies. Emergency rules not acted upon at this meeting may be reconsidered at future meetings.

EXTENSIONS

JCAR, with the concurrence of the listed agencies, extended the Second Notice periods for the following rulemakings an additional

45 days. These rulemakings will be considered again at the December 17 JCAR meeting.

Chief Procurement Officer for General Services, Chief Procurement Officer for General Services Standard Procurement (44 IAC 1; 49 Ill Reg 6643)

Department of Financial and Professional Regulation, Pharmacy Practice Act (68 IAC 1330; 49 Ill Reg 4982)

Second Notices

The following rulemakings were moved to Second Notice this week by the agencies listed below, commencing the JCAR review period. These rulemakings will be considered at the December 17, 2025 meeting in Chicago. Further comments concerning these rulemakings should be addressed to JCAR at jcar@ilga.gov.

CHIEF PROCUREMENT OFFICER – DEPT OF TRANSPORTATION
Chief Procurement Officer for the Department of Transportation (44 IAC 6; 49 Ill Reg 12287) proposed 10/3/25
11/25/25 EDITOR'S NOTE: This Second Notice was inadvertently included in this list. It had not been officially accepted at the time of publication.

IL GAMING BOARD
Riverboat and Casino Gambling (86 IAC 3000; 49 Ill Reg 8856) proposed 6/11/25

IL ENVIRONMENTAL PROTECTION AGENCY
Clean Air Act Permit Program Procedures (35 IAC 270; 49 Ill Reg 6655) proposed 5/16/25

DEPT OF HUMAN SERVICES
Administration of Social Service Programs (89 IAC 130; 49 Ill Reg 10711) proposed 8/22/25

GUARDIANSHIP AND ADVOCACY COMMISSION
Human Rights Authority (59 IAC 310; 49 Ill Reg 11992) proposed 9/26/25

DEPT OF REVENUE
Property Tax Code (86 IAC 110; 49 Ill Reg 8538) proposed 6/27/25

STATE POLICE MERIT BOARD
Procedures of the Department of State Police Merit Board (80 IAC 150; 49 Ill Reg 11623) proposed 9/19/25

STATE UNIVERSITIES RETIREMENT SYSTEM
Universities Retirement (80 IAC 1600; 49 Ill Reg 10742) proposed 8/22/25

OFFICE OF THE TREASURER
Secure Choice Savings Program (74 IAC 721; 49 Ill Reg 11631) proposed 9/19/25

Next JCAR Meeting: Wednesday, Dec. 17, 11 a.m.

Room C600, Bilandic Bldg., 160 N. LaSalle St., Chicago
Meeting will be live streamed on the JCAR website

Joint Committee on Administrative Rules

Senator Bill Cunningham, Co-Chair
Senator Cristina Castro
Senator Donald DeWitte
Senator Dale Fowler
Senator Napoleon Harris, III
Senator Sally Turner

Representative Ryan Spain, Co-Chair
Representative Eva-Dina Delgado
Representative Jackie Haas
Representative Steven Reick
Representative Curtis Tarver, II
Representative Dave Vella

Kim Schultz, Executive Director ■ Kevin Kulavic, Deputy Director
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